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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

SAMEER NICOLA KHOURY,
a/k/a SAMEER KHOURY,

Defendant.

No. CR 12 0441 EMC

STIPULATION TO CONTINUE
STATUS HEARING AND MOTION
FOR FINDING OF SPEEDY TRIAL
ACT EXCLUDABLE TIME;
[PROPOSED] ORDER

The parties are scheduled to appear before the Court on June 20, 2012 at 2:30 p.m. for their initial status hearing. Defense counsel notified undersigned government counsel by e-mail this morning that he was having emergency eye surgery and did not expect to be able to make the appearance before this Court tomorrow. Counsel also provided government counsel with authority to sign a stipulation agreeing to continue the status hearing for a date in July. The parties had previously agreed to a finding of excludable time under the Speedy Trial Act in order to provide sufficient time for defense counsel to review discovery and effectively prepare, taking into account due diligence.

STIP. & [PROP.] ORDER
CR 12 0441 EMC

1 In light of the above, the parties request that the status hearing in the above-
2 captioned case be continued from June 20, 2012 at 2:30 p.m. to July 25, 2012 at 2:30 p.m.
3 The government additionally moves for a finding of excludable time, pursuant to 18
4 U.S.C. § 3161(h)(7)(A) and (B)(iv), in order to provide the defendant with continuity of
5 counsel and defense counsel reasonable time for effective preparation, taking into account
6 due diligence.

7 Respectfully submitted,

8 Dated: June 19, 2012

MELINDA HAAG
United States Attorney

9
10 /s/
SUSAN E. BADGER
11 Assistant United States Attorney
12

13 Dated: June 19, 2012

14 /s/
STEVEN GRUEL
15 Counsel for Defendant
Sameer Nicola Khoury

16 [PROPOSED] ORDER

17 For good cause appearing, IT IS HEREBY ORDERED THAT the status hearing in
18 the above-captioned case is continued from June 20, 2012 at 2:30 p.m. to July 25, 2012 at
19 2:30 p.m. IT IS FURTHER ORDERED THAT, in light of the reasons necessitating the
20 request for the continuance, the time from June 20, 2012 through July 25, 2012 is
21 excluded from the time requirements of the Speedy Trial Act, 18 U.S.C. § 3161, in order
22 to provide the defendant with continuity of counsel and defense counsel with reasonable
23 time for effective preparation, taking into account due diligence.

24 18 U.S.C. § 3161(h)(7)(A) and (B)(v).

25 IT IS SO ORDERED.

26
27 Dated: June 19, 2012

28
STIP. & [PROP.] ORDER
CR 12 0441 EMC

